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UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

**THE AVANTI DOOR GROUP, INC.,**  
formerly known as E.M. Allen Supply,

**Plaintiff,**

Case No. 2:14-cv-01939-JAD-PAL

vs.

GENWORTH LIFE AND ANNUITY  
INSURANCE COMPANY, formerly, FIRST  
COLONY LIFE INSURANCE; GENWORTH  
FINANCIAL, and DOE Defendants I through  
V.

**STIPULATION AND ORDER TO  
DISMISS GENWORTH FINANCIAL,  
INC.**

### Defendants.

Defendants Genworth Life and Annuity Insurance Company and Genworth Financial, Inc., by and through their undersigned counsel, together with Plaintiff through its counsel, hereby stipulate and agree to the dismissal of Genworth Financial, Inc.:

1. On or about April 23, 1990, First Colony Life Insurance Company issued Policy No. 1,494,395 ("Policy").

2. Plaintiff, The Avanti Door Group, Inc. is the owner of the Policy.

3. Effective January 1, 2007, First Colony Life Insurance Company merged with and into Genworth Life and Annuity Insurance Company.

4. Genworth Life and Annuity Insurance Company is the successor-in-interest to First Colony Life Insurance Company.

1           5. Genworth Life and Annuity Insurance Company is responsible to respond to all  
2 claims arising from or relating to the Policy, including the claims set forth in Plaintiff's  
3 Complaint.

4           6. Accordingly, because Genworth Life and Annuity Insurance Company is the  
5 appropriate Defendant, and Defendant Genworth Financial, Inc. has no contractual or other  
6 relationship with Plaintiff, the Parties hereby stipulate and agree that Genworth Financial, Inc.  
7 shall be dismissed, with prejudice.

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9 Dated this 29<sup>th</sup> day of January, 2015.

10 ELIZABETH J. FOLEY LTD.

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12 By: */s/ Elizabeth J. Foley*  
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15 Attorneys for Plaintiffs

Dated this 29<sup>th</sup> day of January, 2015.

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17 By: */s/ Darren J. Lemieux*  
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21 Attorneys for Defendants

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**ORDER**

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30 IT IS SO ORDERED:

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32 U.S. DISTRICT/MAGISTRATE JUDGE

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34 Dated: \_\_\_\_\_

35 3993 Howard Hughes Pkwy, Suite 600  
36 Las Vegas, NV 89169-5996

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38 LEWIS ROCA  
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